

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON SEPTEMBER 24, 2008, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. LET THE RECORD SHOW THAT COMMISSIONER WALKER WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 2:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

**IN RE: BUILDING INSPECTION DEPARTMENT...PUBLIC HEARING
RELATIVE TO THE PROPOSED ESTABLISHMENT OF A BOARD OF
BUILDING APPEALS FOR THE COUNTY OF CLERMONT, OHIO...08-
0818-002**

LET THE RECORD SHOW: THAT THE SECOND PUBLIC HEARING WAS HELD THIS DATE AT 2:00 P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103, FOR THE PURPOSE OF RECEIVING PUBLIC COMMENTS IN FAVOR OF OR IN OPPOSITION TO THE PROPOSED ESTABLISHMENT OF A BOARD OF BUILDING APPEALS FOR THE COUNTY OF CLERMONT, OHIO, PURSUANT TO SECTION 307.37 OF THE OHIO REVISED CODE.

THIS PUBLIC HEARING WAS RECORDED AND VIDEOTAPED AND EITHER/OR ARE AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M.

RAY SEBASTIAN, CHIEF BUILDING OFFICIAL, BUILDING INSPECTION DEPARTMENT, PROVIDED THE BOARD OF COUNTY COMMISSIONERS WITH A BRIEF OVERVIEW OF THE PROPOSED ESTABLISHMENT OF A BOARD OF BUILDING APPEALS FOR THE COUNTY OF CLERMONT, OHIO. THE PROPOSED BOARD WILL HEAR AND DECIDE APPEALS OF ORDERS MADE BY THE RESIDENTIAL BUILDING OFFICIAL RELATIVE TO THE "*RESIDENTIAL CODE OF OHIO FOR ONE, TWO AND THREE FAMILY DWELLINGS*".

NO ONE APPEARED IN OPPOSITION, NOR WERE ANY COMMENTS RECEIVED EITHER IN FAVOR OF, OR IN OPPOSITION TO THE PROPOSED ESTABLISHMENT OF A BOARD OF BUILDING APPEALS.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THIS PUBLIC HEARING WAS CONCLUDED AT 2:07 P.M. LOCAL TIME.

**IN RE: BUILDING INSPECTION DEPARTMENT...RESOLUTION NUMBER
162-08/RESOLUTION ESTABLISHING THE BOARD OF BUILDING
APPEALS FOR THE COUNTY OF CLERMONT, OHIO, TO HEAR AND
DECIDE APPEALS OF ORDERS BY THE RESIDENTIAL BUILDING
OFFICIAL RELATIVE TO THE "*RESIDENTIAL CODE OF OHIO FOR
ONE, TWO AND THREE FAMILY DWELLINGS*"...08-0818-002 AND 08-
0919-003...RATIFIED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of Scot Lahrmer, Assistant County Administrator, to adopt Resolution Number **162-08** resolving to authorize the establishment of the Board of Building Appeals for the County of Clermont, Ohio, in order to hear and decide appeals of orders, decisions or determinations made by the Residential Building Official relative to the application

of the *Residential Code of Ohio for One, Two and Three Family Dwellings* as set forth in Exhibit A attached thereto and made a part thereof and further resolving that the following initial appointments of members to serve on the “Board of Building Appeals for the County of Clermont, Ohio” be made for the terms as set forth in Exhibit B attached thereto and made a part thereof pursuant to Section 307.381(A) of the Ohio Revised Code and in compliance with Section 112 of the *Residential Code of Ohio for One, Two and Three Family Dwellings*:

Name/Address	Profession	Term
Rick McEvoy 336 West Main Street Owensville, Ohio 45160-0137	Electrical Contractor	10/01/08 through 09/30/09
Ken Stringer 7092 Hill Station Road Goshen, Ohio 45122	Residential Builder	10/01/08 through 09/30/10
Rick Rack Rack Investments 709 Mount Moriah Drive Cincinnati, Ohio 45245	Custom Builder	10/01/08 through 09/30/11
Jerry Harley Harley & Associates 65 North Second Street Suite 300 Batavia, Ohio 45103	Architect	10/01/08 through 09/30/12
Bill Kaufholz* c/o Fischer Homes 2670 Chancellor Drive, Suite 300 Crestview Hills, Kentucky 41017	Production Builder	10/01/08 through 09/30/13
*HBA recommendation		

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

LET THE RECORD SHOW: Cory Chadwick, Director of the Hamilton County Department of Environmental Services, addressed the Board of County Commissioners and provided an annual update on air quality issues for the Southwest Ohio region, which includes Butler, Clermont, Hamilton and Warren Counties, entitled “*An Update on Air Quality Issues for our Region*”. Mr. Chadwick stated that the Hamilton County Environmental Services monitors and regulates outdoor air emissions within our region and recognized the Southwestern Ohio Anti-Idling Campaign entitled “*Turn the Key, Be Idle Free*” as a means of improving those pollutants that have been identified as non-attainment (PM2.5 and 8-Hr Ozone). (DC# 08-0924-001)

LET THE RECORD SHOW: The Board of County Commissioners presented Stephen L. Knipp, Assistant Director of Utilities with the Clermont County Sewer District – Wastewater Division, with a Certificate of Recognition in honor of his retirement with the Clermont County Sewer District. The Board thanked him for his 34 years of service and commended his dedication in serving the needs of the citizens of Clermont County, as well as, the surrounding area.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 161-08/PAYMENT OF BILLS...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **161-08** resolving to approve payment to vendors as set forth in the General Ledger Distribution Report(s) presented by the County Auditor 09/22/08 in the total amount of \$709,270.32, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of

the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...ENTERPRISE ZONE AGREEMENT BY AND BETWEEN THE BOARD OF TRUSTEES OF BATAVIA TOWNSHIP, CLERMONT COUNTY, OHIO, THE BOARD OF COMMISSIONERS OF CLERMONT COUNTY, OHIO, SUPERIOR STEEL SERVICE, LLC, AND BREWCREW HOLDINGS, LLC, FOR THE EXEMPTION OF REAL PROPERTY TAXES WITHIN THE GEOGRAPHICAL BOUNDARIES OF THE ENTERPRISE ZONE IN THE COUNTY OF CLERMONT, OHIO...08-0919-002...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew T. Kuchta, Director, Office of Economic Development, with the concurrence of Scot Lahrmer, Assistant County Administrator, to execute an Enterprise Zone Agreement by and between the Board of Trustees of Batavia Township, Clermont County, Ohio, the Board of Commissioners of Clermont County, Ohio, Superior Steel Service, LLC, an Ohio Limited Liability Company with its main offices located at 4152 Half Acre Road, Batavia, Ohio 45103, and Brewcrew Holdings, LLC, an Ohio Limited Liability Company with its main offices located at 4152 Half Acre Road, Batavia, Ohio 45103, for the granting of a fifty percent (50%) tax exemption for seven (7) years on real property improvements made as part of the Project, as identified in the referenced Agreement, said exemptions commencing no later than Tax Year 2011 and not extending beyond Tax Year 2017, pursuant to Section 5709.61 through 5709.69 inclusive of the Ohio Revised Code and in compliance with the terms and conditions set forth therein in consideration of the investment to be made by Superior Steel Service, LLC and Brewcrew Holdings, LLC for the expansion and retention of economic development, as well as, the preservation and creation of employment opportunities within the designated boundaries of the Rural Jobs and Enterprise Zone in the County of Clermont, Ohio, and to direct the Clerk of the Board to forward the aforementioned Agreement by and between the Board of Trustees of Batavia Township, Clermont County, Ohio, the Board of Commissioners of Clermont County, Ohio, Superior Steel Service, LLC and Brewcrew Holdings, LLC, to the Ohio Department of Development, the Ohio Department of Taxation, and the Clermont County Auditor.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT... OHIO DEPARTMENT OF DEVELOPMENT SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM...GRANT AGREEMENT WITH THE STATE OF OHIO, DEPARTMENT OF DEVELOPMENT, FOR THE PROVISION OF FUNDING RELATIVE TO THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FOR FISCAL YEAR 2008 FOR THE COUNTY OF CLERMONT, OHIO...08-0516-001...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of Scot Lahrmer, Assistant County Administrator, to authorize Robert L. Proud, President of the Board of County Commissioners, to execute a Grant

Agreement by and between the County of Clermont, Ohio, and the State of Ohio, Department of Development, P.O. Box 1001, 77 South High Street, Columbus, Ohio 43216-1001, including all understandings and assurances relative thereto, for the provision of funding for Grant Number B-F-08-013-1 relative to the Fiscal Year 2008 Ohio Department of Development Small Cities Community Development Block Grant (CDBG) Program in the amount of \$655,000.00, for the County of Clermont, Ohio, for the grant period beginning 09/01/08 and ending 02/28/10, pursuant to the terms and conditions set forth therein:

Community Development Block Grant Program	Allocation
Village of New Richmond Front Street Revitalization Phase I Project	\$110,000.00
Clermont County Board of Health Septic System Abandonment and Rehabilitation Program	\$125,000.00
Village of Williamsburg North 8 th -West Main St. Sidewalk Project	\$50,000.00
Wayne Township Fire Department Ambulance	\$85,000.00
Village of Newtonsville Storm Drainage/Road Improvements	\$104,000.00
Clermont County Senior Services Site Prep/Kitchen Facility Project	\$50,000.00
Fair Housing/General Administration	\$131,000.00
Total	\$655,000.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: CLERMONT COUNTY SEWER DISTRICT...GRANTS OF WATER EASEMENTS WITH RIGHTS OF RE-ENTRY FOR REPAIR AND REPLACEMENT HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER 621-0029 RELATIVE TO THE STONELICK-WILLIAMS CORNER ROAD TRANSMISSION MAIN PROJECT LOCATED IN STONELICK TOWNSHIP....08-0911-004...ACCEPTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Carole S. Schulze, Program Manager, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to accept the following Grants of Water Easements with Rights of Re-Entry for Repair and Replacement heretofore granted and conveyed to the County of Clermont, Ohio, for utility purposes of constructing, operating, maintaining, repairing, replacing, removing, or reinstalling water utility lines and all incidental appurtenances required for the transportation of water in, on, under, and across the properties of the Grantors for Project Number 621-0029 relative to the Stonelick-Williams Corner Road Transmission Main Project located in Stonelick Township, and to authorize the County Auditor to remit payment in the amounts as outlined below and as indicated on the Settlement Sheets attached thereto as compensation for the Permanent Easements and Rights-of-Ways granted thereby and/or Repairs relative thereto and to remit payment in the amount of \$200.00 payable to J. Robert True, Clermont County Treasurer, for the recording fees required relative thereto:

Grantor	Parcel Number	Compensation
Lincoln Day and Jody Day, Trustees or Successor Trustees of the Lincoln and Jody Day Revocable Living Trust Dated June 27, 2002 6350 Manila Road Goshen, Ohio 45122 Property Location: 5221 Stonelick-Williams Corner Road	30-29-09C-002	Perm \$373.00 Repairs \$1,500.00

Nancy Chapman and Bentley Todd Peed 1136 Valley Forge Road Milford, Ohio 45150 Property Location: Stonelick-Williams Corner Road	30-29-09C-001	Perm \$75.00* *2/3 of amount to be paid to Nancy Chapman and 1/3 of amount to be paid to Bentley Todd Peed
Bentley T. Peed 5197 Stonelick-Williams Corner Road Batavia, Ohio 45103	30-29-09C-063	Perm \$311.00 Repairs \$550.00
Bentley T. and Kathleen W. Peed 5197 Stonelick-Williams Corner Road Batavia, Ohio 45103	30-29-09C-067	Perm \$134.00
Kenneth S. Roehrich 5183 Stonelick-Williams Corner Road Batavia, Ohio 45103	30-29-09C-066	Perm \$39.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: CLERMONT COUNTY SEWER DISTRICT...CONTRACT FOR PROFESSIONAL SERVICES WITH STRAND ASSOCIATES, INC. FOR PROJECT NUMBER 651-0044 RELATIVE TO THE NINE MILE WASTEWATER TREATMENT PLANT BAR RACK REPLACEMENT PROJECT LOCATED WITHIN PIERCE TOWNSHIP...08-0911-003...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Matthew S. Smith, P.E.-P.S., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to execute the Contract for Professional Services by and between the County of Clermont, Ohio, and Strand Associates, Inc., 910 West Wingra Drive, Madison, Wisconsin 53715 for Project Number 651-0044 relative to the Nine Mile Wastewater Treatment Plant Bar Rack Replacement Project located within Pierce Township, at a total cost not to exceed \$60,000.00, with said services to be completed within 126 consecutive calendar days upon issuance of a written Notice to Proceed from the Clermont County Sewer District, exclusive of County review time, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: COUNTY ENGINEER...CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH BARRETT PAVING MATERIALS, INC. FOR PROJECT NUMBER RS-01-08 RELATIVE TO THE 2008 ROAD RESURFACING PROGRAM LOCATED IN VARIOUS TOWNSHIPS...08-0313-003...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Change Order Number 1 to the Contract with Barrett Paving Materials, Inc., 600 Shepherd Avenue, Cincinnati, Ohio 45215, previously ratified by the Board of County Commissioners on 05/28/08, for Project Number RS-01-08 relative to the 2008 Road Resurfacing Program located in various townships, which represents a decrease in the amount of \$181.46, for a total adjusted contract price to date of \$1,115,111.28 for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: COUNTY ENGINEER...LOCUST LAKE ESTATES
SUBDIVISION/PIERCE TOWNSHIP...RECORD PLAT NUMBER 629-
2601 AND COMBINED PERFORMANCE-MAINTENANCE BOND, AS
WELL AS, PERFORMANCE BOND FOR SIDEWALKS AS SURETY FOR
SAME...08-0918-002...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2601** for the following subdivision within Pierce Township, and further to execute the Combined Performance-Maintenance Bond, as well as, Performance Bond for Sidewalks as surety for same relative to the construction of the below listed street:

Subdivision	Performance-Maintenance Bond	Sidewalk Bond	Street/Length (miles)
Locust Lake Estates Subdivision Pierce Township *Secured by Official Check Numbers 004385 and 004386 issued on 09/09/08 by Forcht Bank, 6100 First Financial Drive, Burlington, Kentucky 41005-7868 on behalf of JTD Realty Investment, LLC	\$22,000.00/\$10,000.00*	\$6,400.00*	Hickory Lane (0.05)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...LOCUST LAKE ESTATES
SUBDIVISION/PIERCE TOWNSHIP...MAINTENANCE BONDS AS
SURETY FOR THE INSTALLATION OF WATER AND SANITARY
SEWER MAIN EXTENSIONS FOR SAME...08-0918-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and Sanitary Sewer Main Extensions to serve the following subdivision within Pierce Township:

Subdivision	Township	Water Bond	Sewer Bond
Locust Lake Estates Subdivision *Secured by Official Check Numbers 004387 and 004388 issued on 09/09/08 by Forcht Bank, 6100 First Financial Drive, Burlington, Kentucky 41005-7868 on behalf of JTD Realty Investment, LLC	Pierce	\$1,800.00*	\$2,600.00*

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION FOR THE ISSUANCE OF PROCUREMENT CARDS FOR THE CLERMONT COUNTY SHERIFF'S OFFICE AND EXECUTION OF THE REQUESTS FOR THE ISSUANCE OF PROCUREMENT CARDS RELATIVE THERETO, PURSUANT TO THE CLERMONT COUNTY PROCUREMENT CARD POLICY AND PROCEDURES FOR SAME...08-0109-003...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to authorize the issuance of two (2) Procurement Cards for the Clermont County Sheriff's Office to be identified as Court Services Card Number 1 and Court Services Card Number 2, and to authorize the execution of the Requests for the Issuance of Procurement Cards relative thereto, pursuant to the Clermont County Procurement Card Policy and Procedures adopted by the Board of County Commissioners on 06/22/05 and subsequently amended on 03/28/07.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...LEASE AGREEMENT WITH THE CLERMONT COUNTY EDUCATIONAL SERVICE CENTER FOR THE LEASE OF SPACE LOCATED AT 2400 CLERMONT CENTER DRIVE, BATAVIA, OHIO...08-0911-002...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to execute a Lease Agreement by and between the Board of County Commissioners, Clermont County, Ohio, and the Clermont County Educational Service Center, 2400 Clermont Center Drive, Batavia, Ohio 45103, for the lease of 13,938 sq. ft. of office space within the County building located at 2400 Clermont Center Drive, Batavia, Ohio 45103, at an annual rate of \$145,942.10, payable by the Clermont County Board of Education in one annual installment, effective for the period of 07/01/08 through 06/30/09, with the option to renew for two (2) additional one (1) year terms at the referenced annual rate which will be annually increased by the sum of the annual Consumer Price Index, for each year of the base term expressed as a percentage, and to be applied at the beginning of each renewal term, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: CLERMONT COUNTY COMMON PLEAS CLERK OF COURTS...AUTHORIZATION TO EXECUTE A NOTICE OF INTENTION TO EXERCISE LEASE OPTION RELATIVE TO LEASED OFFICE SPACE FOR THE MILFORD AUTO TITLE DIVISION...05-1122-013...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Barbara A. Wiedenbein, Clerk of Courts of Common Pleas Court, with the concurrence of Thomas L. Blust, Assistant Prosecuting Attorney, that the Board of County Commissioners authorize David L. Spinney, County Administrator, to execute a Notice of Intention to Exercise Lease Option by and between the Board of County Commissioners, Clermont County, Ohio and Toebben, Ltd., 541 Buttermilk Pike, Suite 104, Crescent Springs, Kentucky 41017, relative to the Retail Lease Agreement, previously ratified by the Board of County Commissioners on 01/31/06, for leased office space located at Milford Shopping Center, 1011 Lila Avenue, Store Number 1011, Milford, Ohio 45150 for the Milford Auto Title Division, at the base rate of \$1,074.72 per month, for a total amount not to exceed \$64,483.20, for a term of five (5) years, effective 02/01/09 through 01/31/14, with all other terms and conditions of the original agreement to remain in full force and effect and contingent upon the adoption of the Annual Appropriations for Fiscal Year 2009 and the issuance of a Purchase Order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...AMENDMENT NUMBER 3 TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH BENNETT & WILLIAMS ENVIRONMENTAL CONSULTANTS, INC. FOR PROFESSIONAL CONSULTING, HYDROGEOLOGIC AND ENGINEERING SERVICES RELATIVE TO THE INVESTIGATION AND POTENTIAL LITIGATION OF ISSUES RELATING TO THE ABER ROAD FACILITY OF CECOS INTERNATIONAL, IN CONCERT WITH THE CONTRACT FOR EMPLOYMENT OF LEGAL COUNSEL WITH SCHOTTENSTEIN, ZOX & DUNN, LPA...05-0705-006...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to execute Amendment Number 3 to the Contract for Professional Services by and between the County of Clermont, Ohio, and Bennett & Williams Environmental Consultants, Inc., 2700 E. Dublin-Granville Road, Suite 400, Columbus, Ohio 43231, previously ratified by the Board of County Commissioners on 07/06/05 and subsequently amended on 09/05/07 and 03/19/08, for the provision of professional consulting, hydrogeologic and engineering services relative to the investigation and potential litigation of issues relating to the past, present and future operations of and conditions at and emanating from the Aber Road facility of CECOS International located at 5092 Aber Road, Williamsburg, Ohio 45176, in concert with the Contract for Employment of Legal Counsel with Schottenstein, Zox & Dunn, LPA, The Huntington Center, 41 South High Street, Suite 2600, Columbus, Ohio 43215, which represents an increase in the amount of \$320,000.00 for a total revised contract amount not to exceed \$1,072,520.00, with all other terms and conditions of the original Contract and Amendments to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...ACKNOWLEDGEMENT OF LETTER OF ENDORSEMENT FOR A CLEAN OHIO PROGRAM GRANT APPLICATION BY THE CLERMONT COUNTY PARK DISTRICT RELATIVE TO THE EXPANSION AND IMPROVEMENT OF SYCAMORE PARK IN BATAVIA TOWNSHIP, CLERMONT COUNTY,

OHIO...08-0918-003...ACKNOWLEDGED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to acknowledge the Letter of Endorsement dated 09/16/08 relative to the Clermont County Park District’s Grant Application for Clean Ohio Program Open Space Funds to be utilized for the acquisition of 105 acres for the expansion and improvement of Sycamore Park located in Batavia Township, Clermont County, Ohio.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: HUMAN RESOURCES DEPARTMENT...EXECUTION OF A TUITION ASSISTANCE APPLICATION FROM A CLERMONT COUNTY EMPLOYEE...08-0917-001...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Robert Sander, Director, Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to execute a Tuition Assistance Application submitted by the following employee for participation in the Clermont County Tuition Assistance Program, pursuant to Section 4.12 of the Clermont County Personnel Policy and Procedures Manual:

Department/Employee	Class Name
Building Inspection Department Steven Rivera	Intro to Civil Engineering English Composition Technical Mathematics with Calculus

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF APPOINTMENTS TO SERVE ON THE CLERMONT COUNTY CONVENTION AND VISITORS BUREAU, INC. BOARD OF TRUSTEES... APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to appoint the following individual(s) to serve on the Clermont County Convention and Visitors Bureau, Inc. Board of Trustees for the term(s) as outlined below:

Name/Address	Term
Chris Clingman 2228 U.S. 50 Batavia, Ohio 45103 (Succeeds George Brown) DC# 08-0923-001	09/24/08 through 08/31/11
Chris Dauner P. O. Box 119 Bethel, Ohio 45106 (Succeeds Robert Dameron) DC# 08-0923-002	09/24/08 through 08/31/11

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: COUNTY SHERIFF...REVISION TO THE REQUEST TO JOIN A PROFESSIONAL ORGANIZATION...07-1226-012...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sheriff Albert J. Rodenberg, Jr., with the concurrence of David L. Spinney, County Administrator, to approve a ***Revised*** request for Sheriff Albert J. Rodenberg, Jr., and/or Staff, to join the Middle Atlantic-Great Lakes Organized Crime Law Enforcement Network, previously approved by the Board of County Commissioners on 01/08/08, which represents an increase in the annual dues for membership therein from \$350.00 to \$400.00, and to authorize reimbursement of **routine travel expenses** associated therewith (*excluding expenses for overnight accommodations, meals for more than one day, registration fees, tuition, and/or transportation by common carrier*) pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2008 and any and all amendments subsequent thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2008...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2008 (Resolution Number 207-07) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

TRANSFER OF FUNDS:

\$ 152.00	From General Fund 100-1301-5112 to 100-1017-5112 (Information Systems Division Regular Salary to Records Retention Regular Salary)		
\$ 6,000.00	From General Fund 100-1301-5112 to 100-1017-5121 (Information Systems Division Regular Salary to Records Retention Overtime)		
\$ 1,250.00	From General Fund 100-1301-5112 to 100-1017-5200 (Information Systems Division Regular Salary to Records Retention Fringe Benefits)		
\$ 15,000.00	From General Fund 100-2160-5200 to 100-2160-5700 (Clerk of Common Pleas Courts Fringe Benefits to Materials & Supplies)		
\$ 4,322.00	From Heritage Building Fund 426-1019-6600 to 426-1019-5700 (Capital Outlay to Materials & Supplies)		
\$ 20,000.00	From Sewer Construction Fund 651-8511-6600 to 651-8511-5300 (Capital Outlay to Purchased Services)		

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2008:

\$ (43,829.00)	Community Transportation Connection Fund	218-7016-5300	Purchased Services
\$ 10,000.00	Community Transportation Connection Fund	218-7016-6100	Maintenance & Repair

\$ 60,293.95	Community Transportation Connection Fund	218-7016-5700	Materials & Supplies
\$ 5,000.00	Community Transportation Connection Fund	218-7016-6600	Capital Outlay
\$ 5,000.00	Park District Fund	226-9700-6100	Maintenance & Repair
\$ 7,460.00	Park District Fund	226-9700-5700	Materials & Supplies
\$ (2,460.00)	Park District Fund	226-9700-6600	Capital Outlay
\$ 175,400.00	Fleet Maintenance Fund	811-8610-5700	Materials & Supplies

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES RELATIVE TO SAME...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2008 and any and all amendments subsequent thereto:

CLERMONT COUNTY MUNICIPAL COURT/ADULT PROBATION DEPARTMENT

Russell Maynard: Three (3) days – Columbus, Ohio – Ohio Justice Alliance for Community Corrections Seminar entitled “Addressing Trends in Corrections: Maximizing the Effectiveness of Community Programming” – Total expenses not to exceed \$642.00.

Jaime Lutson: Two (2) days – Columbus, Ohio – Substance Abuse and Mental Illness Coordinating Center of Excellence 2008 Conference – Total expenses not to exceed \$503.00.

DEPARTMENT OF JOB AND FAMILY SERVICES

Rick Franckhauser, Beth Hall, Judy Howard, Christy Inskeep, Diane McCarty, Sherry Paul, Tim Rogus, Mark Salyers, Ed Santen, Julie Spreen, Gayle Walker and Jan Watson: Two (2) days – Columbus, Ohio – Ohio Child Support Enforcement Agency Directors Association 2008 Fall Conference – Total expenses not to exceed \$2,011.40.

OFFICE OF ECONOMIC DEVELOPMENT

Adele Evans: One (1) day – Columbus, Ohio – Ohio Department of Agriculture 9th Annual Ohio Farmland Preservation Summit entitled “Bonding Ohio Together” – Total expenses not to exceed \$210.00.

Adele Evans: One (1) day – Jackson, Ohio – Ohio Valley Regional Development Commission Annual Full Commission Appreciation Banquet and Meeting – Total expenses not to exceed \$25.00.

CLERMONT COUNTY SEWER DISTRICT

Ed Weigel and Jim Pindell: One (1) day – Kettering, Ohio – Southwest Ohio Water Environment Association Section Meeting – Total expenses not to exceed \$40.00.

Chad Oberle: Six (6) days – Batavia, Ohio – Approved Environment, Inc. On-line Training Courses entitled “Oxidation in Water/Wastewater”, “Bio-Augmentation”, “Geology”, “Activated Sludge I: Introduction and Overview”, “Activated Sludge II: 2nd Clarifiers and RAS-WAS” and “Activated Sludge III: Oxygen Demand-Transfer-Uptake” – Total expenses not to exceed \$110.70.

COUNTY AUDITOR

Tony Brockman and Ken Stewart: Five (5) day – Wilmington, Ohio – Ohio Department of Agriculture Weights and Measures National Training Course entitled “Package Checking” – Total expenses not to exceed \$0.00.

Tony Brockman and Ken Stewart: Three (3) days – Columbus, Ohio – Ohio Department of Agriculture 2008 Weights and Measures Fall Training – Total expenses not to exceed \$810.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Regular Session of **09/24/08** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 3:15 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO

ROBERT L. PROUD, PRESIDENT

MARY C. WALKER, VICE PRESIDENT

R. SCOTT CROSWELL III, MEMBER

JUDITH KOCICA, CLERK OF THE BOARD

09/24/08
DATE APPROVED